

Message

From: Fleisig, Erica [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=57317CE4C3234AFE86380BEAB9C70BD9-EFLEISIG]
Sent: 5/20/2014 2:54:20 PM
To: Lehmann, Wade [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=e5dd685dec4643478e64efb18c1b1429-Lehmann, Wade]
CC: Buffo, Corey [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d5112a95233948d18e8eff97d1d9c7f0-Buffo, Corey]; Gallagher, Kathryn [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=a348a17672da45eb8deef9f452ac235-Gallagher, Kathryn]
Subject: RE: Corey: any issues sharing this WA criteria chart with NWEA?

We could **Deliberative Process / Ex. 5**

Deliberative Process / Ex. 5

From: Lehmann, Wade
Sent: Tuesday, May 20, 2014 10:53 AM
To: Fleisig, Erica
Cc: Buffo, Corey; Gallagher, Kathryn
Subject: RE: Corey: any issues sharing this WA criteria chart with NWEA?

How about **Deliberative Process / Ex. 5** Would that satisfy?

From: Fleisig, Erica
Sent: Tuesday, May 20, 2014 10:29 AM
To: Lehmann, Wade
Cc: Buffo, Corey; Gallagher, Kathryn
Subject: RE: Corey: any issues sharing this WA criteria chart with NWEA?

Deliberative Process / Ex. 5

R10 agreed on the 5/8 call with NWEA to provide this to bolster our rationale for picking out certain parameters, and I think Betsy S agreed as long as we cleaned up the table and provided it through the lawyers. Seems like what's left isn't too subjective, but I hear your concerns. I think R10 wanted to show Nina that we had a systematic way of picking the few things we offered, because they gave the biggest environmental benefit for the workload involved.

From: Lehmann, Wade
Sent: Tuesday, May 20, 2014 10:21 AM
To: Fleisig, Erica
Cc: Buffo, Corey; Gallagher, Kathryn
Subject: RE: Corey: any issues sharing this WA criteria chart with NWEA?

Is there a specific reason we are willing to share a table like this?

Deliberative Process / Ex. 5

Wade

From: Fleisig, Erica
Sent: Monday, May 19, 2014 10:41 AM
To: Buffo, Corey
Cc: Chung, Angela; Szelag, Matthew; Fabiano, Claudia; Gallagher, Kathryn; Lehmann, Wade
Subject: Corey: any issues sharing this WA criteria chart with NWEA?

Corey,

Per our discussion on 5/8 with Nina, we agreed to share a chart that R10 had compiled of the WA toxics criteria approved in the early 90's, and how those criteria compare to EPA's 304(a) criteria, as well as ID's and OR's criteria (and the results of consultation on those criteria to date).

Wade, Claudia and I are fine with sharing the attached chart with Nina. Next step is to share with David who will pass it to DOJ for sharing with plaintiffs. Do you have any concerns, or need to check with anyone else before we share?

-Erica

From: Szelag, Matthew
Sent: Tuesday, May 13, 2014 12:47 PM
To: Lehmann, Wade; Fabiano, Claudia; Fleisig, Erica
Cc: Gallagher, Kathryn; Chung, Angela
Subject: RE: WA aquatic life toxics table

Thanks Claudia and Wade.

Regarding your questions:

-
- **Deliberative Process / Ex. 5**

Thanks again,

Matthew Szelag | Water Quality Standards Coordinator
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From: Lehmann, Wade
Sent: Tuesday, May 13, 2014 9:13 AM
To: Fabiano, Claudia; Szelag, Matthew; Fleisig, Erica
Cc: Gallagher, Kathryn
Subject: RE: WA aquatic life toxics table

Kathryn asked me to do a similar exercise including capturing RPAs from the BiOp, so I plan to review to make sure it captures what we are concerned with as well. Thank you for pulling this together, it helps a ton!

Wade

From: Fabiano, Claudia
Sent: Tuesday, May 13, 2014 12:00 PM
To: Szelag, Matthew; Fleisig, Erica; Lehmann, Wade
Cc: Gallagher, Kathryn
Subject: RE: WA aquatic life toxics table

Hey Matt,
Wow! This is so much better. Thank you! A few comments

Deliberative Process / Ex. 5

Wade and Kathryn- are you planning to review? If so, by when can you look at this?

Thanks!
Claudia

Claudia Fabiano
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Standards and Health Protection Division
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Office of Water
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202-566-0446

From: Szelag, Matthew
Sent: Monday, May 12, 2014 7:09 PM
To: Fleisig, Erica; Fabiano, Claudia
Subject: WA aquatic life toxics table

Hi Erica and Claudia,
Attached is an excel spreadsheet that compares WA's aquatic life toxics criteria to our current 304(a) recommendations, Idaho's criteria and Oregon's criteria (along with ESA consultation info). There are 3 tabs – one for freshwater, one for marine water and one for Washington's footnotes to their criteria table. Be sure to scroll to the right to view the chronic comparisons.

I talked to Lisa about the ID criteria and I've talked to Kathleen about the OR criteria in the past (but unfortunately she's out this week to do a quick review).

Please circulate this at HQ for review and let me know if you have any questions. Thanks,

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